IN THE HIGH COURT OF JUDICATURE AT BOMBAY

CIVIL APPELLATE JURISDICTION

WRIT PETITION NO. 10853 OF 2004

M/s. Vardhaman Metal Industries. .... Petitioner.

Versus

UCO Bank & Ors.... .... Respondents.

Mr. M. S. Bhandari i/by Mr. Johnson John for the Petitioner.

Mr. Kedar for Respondent No.1.

Mr. S. S. Pakale for Respondent No.2.

Ms. Sonali Humane i/by Mr. S.S. Sarkar for Respondent No.3.

CORAM: DALVEER BHANDARI, C.J. &
S. A. BOBDE, J.

DATED : APRIL 26, 2005.

P.C. :

The petitioner is aggrieved by the order dated 6th December, 2004 passed by the Debts Recovery Tribunal, Pune. The Securitisation and Reconstruction of Financial Assets and Enforcement of Security Interest Act, 2002 makes a specific

provision under Section 18 that any person aggrieved, by an order made by the Debts Recovery Tribunal under Section 17, may prefer an appeal to an appeallate tribunal within 30 days from the date of receipt of the order of the Debts Recovery Tribunal. Admittedly, no appeal has been preferred before the appellate tribunal and petitioner has approached this Court to invoke extra ordinary jurisdiction under Articles 226 and 227 of the Constitution of India.

2. We find no merit in this petition and the same is, accordingly, dismissed.

Sd/-

CHIEF JUSTICE

Sd/-

S. A. BOBDE, J.